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11 **Attorneys for Defendant, *JOEL KENNETH AUSBIE***

12 **UNITED STATES DISTRICT COURT**
13 **FOR THE DISTRICT OF NEVADA**

14 * * * *

15 **UNITED STATES OF AMERICA**)
16)
17 **Plaintiff**)
18)
19 **v.**) **CASE NO: 2:16-CR-00155-JCM-CWH**
20)
21 **JOEL KENNETH AUSBIE,**)
22)
23 **Defendant**)
24)
25)
26)
27)
28)

29 **STIPULATION AND ORDER] TO EXTEND TIME TO FILE REPLY**
30 **TO GOVERNMENT'S RESPONSE [ECF No. 269] IN OPPOSITION TO DEFENDANT'S**
31 **MOTION UNDER 28 U.S.C. § 2255 TO VACATE, SET ASIDE, OR CORRECT**
32 **SENTENCE BY A PERSON IN FEDERAL CUSTODY [ECF No. 253]**

33 **IT IS HEREBY STIPULATED AND AGREED, by and between NANCY OLSON,**
34 **ESQ., United States Attorney, counsel for the United States of America, and DAVID Z.**
35 **CHESNOFF, ESQ., RICHARD A. SCHONFELD, ESQ., and ROBERT Z. DEMARCO, ESQ.,**
36 **counsel for Defendant, JOEL KENNETH AUSBIE, that Defendant's Reply to Government's**
37 **Response [ECF No. 269] in Opposition to Defendant's Motion Under 28 U.S.C. § 2255 to Vacate,**
38 **Set Aside, or Correct Sentence by a Person in Federal Custody [ECF No. 253] shall be due on**
39 **December 11, 2020.**

1 This stipulation is entered into for the following reasons:

2 1. This Honorable Court previously ordered [ECF No. 255] that Defendant may file a
3 Reply within 14 days of the government's Response, however, the automatic docket entry for ECF
4 No. 269 states that a Reply is due on November 27, 2020;

5
6 2. Due to the intervening Thanksgiving holiday, and the issues raised in the underlying
7 Motion and Response, counsel for Defendant is requesting until December 11, 2020 to file said
8 Reply;

9 3. AUSA Nancy Olson, Esq., counsel for the United States of America, has no objection
10 to this request.
11

12 **DATED** this 20th day of November, 2020.

13 UNITED STATES ATTORNEY

CHESNOFF & SCHONFELD

14 /s/ Nancy Olson
15 NANCY OLSON, AUSA
16 501 Las Vegas Blvd. South
17 Las Vegas, Nevada 89101
Attorney for Plaintiff


/s/ Richard Schonfeld
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JOEL KENNETH AUSBIE

ORDER

IT IS THEREFORE ORDERED that based on the foregoing stipulation of counsel and with good cause appearing, Defendant's Reply to Government's Response [ECF No. 269] in Opposition to Defendant's Motion Under 28 U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody [ECF No. 253] shall be due on December 11, 2020.

IT IS SO ORDERED.

DATED December 2, 2020.


HONORABLE JAMES C. MAHAN
UNITED STATES DISTRICT COURT JUDGE

Respectfully submitted:

/s/ Richard A. Schonfeld
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